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Counsel for Plaintiff Dominique Morrison on  
behalf of herself and all others similarly situated

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**OAKLAND DIVISION**

DOMINIQUE MORRISON, on behalf of  
herself and all others similarly situated,

Plaintiff,

v.

ROSS STORES, INC.,

Defendant

Case No: 4:18-cv-02671-YGR

**DECLARATION OF CHARLES J.  
LADUCA IN SUPPORT OF MOTION  
FOR ATTORNEYS' FEES AND  
EXPENSES**

Date: **January 25, 2022**

Time: **2:00 PM**

Place: Courtroom 1, 4th Floor

Judge: Hon. Yvonne Gonzalez Rogers

Complaint Filed: May 7, 2018

1 I, Charles J. LaDuca, declare as follows:

2 1. I am a partner and firm chairman at Cuneo Gilbert and LaDuca, LLP and class counsel  
3 for the Plaintiff Class in the above-entitled action. I am submitting this declaration in support of  
4 my firm's application for an award of attorneys' fees and costs in connection with services rendered  
5 in the above-entitled action.

6 2. Cuneo Gilbert & LaDuca, LLP has devoted the majority of its practice to the  
7 representation of clients involved in consumer protection, products liability, antitrust, securities and  
8 corporate governance. The firm has achieved success for a range of clients by: working to recover  
9 hundreds of millions of dollars for homeowners with defective construction materials (see below);  
10 helping to recover billions of dollars in shareholder litigation (notably, the firm served as Washington  
11 counsel for the plaintiffs in the Enron Securities Litigation, *In re EnronCoYp. Sec. Litig.*, No. H-01-  
12 3624 (S.D. Tex. 2006)); obtaining compensation for Holocaust survivors (*see Rosner, et al. v. United*  
13 *States*, No. 01-cv-1859 (S.D. Fla.), the firm acted as Co- Lead Counsel in a case on behalf of survivors  
14 of the Holocaust in Hungary whose fortunes were misappropriated by the U.S. government in the final  
15 days of World War II); and, in several jurisdictions, ending the practice of jails subjecting minor law  
16 violators to unconstitutional strip searches. In addition, in 1991, with two California firms, the firm  
17 brought the so-called "Joe Camel" case, *Mangini v. RJ Reynolds Tobacco Co.*, 7th Cal. 4th 1057  
18 (1994), which alleged essentially that R. J. Reynolds Tobacco Company's Joe Camel Advertising  
19 Campaign illegally tricked children into smoking cigarettes.

20 3. I am a member in good standing of the State Bar of New York, and I have never been  
21 the subject of any type of disciplinary proceeding. I am admitted to practice before the New York  
22 State Court of Appeals, U.S. Supreme Court, U.S. Court of Appeals (DC, Second, Third, Sixth and  
23 Ninth Circuits), U.S. District Court, Colorado, U.S. District Court, District of Columbia, U.S. District  
24 Court, C.D. Illinois, U.S. District Court, W.D. Michigan, U.S. District Court, N.D.N.Y., U.S.  
25 District Court, W.D.N.Y., and the U.S. District Court, S.D.N.Y.

26 4. I have been admitted to the Bar of the State of New York since June 26, 2001. My  
27 practice has been devoted to the prosecution of class actions on behalf of Plaintiffs. I have served as  
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1 lead counsel and co-lead counsel in numerous class action and multidistrict litigation (“MDL”) cases.  
 2 The cases I have prosecuted include defective product, misrepresentation, and consumer protection  
 3 claims similar to the ones brought in this action. Examples are: *In re: CertainTeed Corp. Roofing*  
 4 *Shingle Products Liability Litig.*, MDL No. 1817 (E.D.Pa.) (defective organic shingles litigation,  
 5 firm served as Co-lead Counsel in the MDL); *In re Building Materials Corp. of America Asphalt*  
 6 *Roofing Shingle Prods. Liab. Litig.*, MDL No. 2283 (D.S.C.) (Co-Lead Counsel); *In re: Kitec*  
 7 *Plumbing System Products Liability Litig.*, MDL No. 2098 (N.D. Tex.) (Co-Lead Counsel); *In re*  
 8 *Zurn Pex Plumbing Litig.*, MDL No. 1958 (D. Minn.); *In re Uponor, Inc. FI807 Plumbing Prods.*  
 9 *Liab. Litig.*, MDL No. 2247 (D. Minn.) (Chair of the Executive Committee); *In re: CertainTeed*  
 10 *Fiber Cement Siding Litig.*, MDL No. 2270 (E.D. Pa.); *In re IKO Roofing Shingle Products*  
 11 *Liability Litig.*, MDL No. 2104 (M.D. Il.) (Chair of the Executive Committee); *In re: HardiPlank*  
 12 *Fiber Cement Siding Litig.*, MDL No. 2359 (D. Minn.); and *Melillo, et. al. v. Building Products of*  
 13 *Canada*, Case No. 618-11 (Vermont St. Ct.). My firm’s resume is attached hereto as Exhibit 1.

14 5. The total number of hours spent on this litigation by my firm is 549.25. The total  
 15 lodestar amount for attorney/professional time based on my firm’s usual and customary rates is  
 16 \$432,036.25. See Exhibit 2.

17 6. The figures and amounts reflected in the foregoing paragraph are derived from  
 18 contemporaneously kept time records that are inputted into a computerized billing system  
 19 maintained by my firm.

20 7. Based upon my experience with other class action matters, I believe that the time  
 21 expended by my firm in connection with this action is reasonable in amount and was necessarily  
 22 incurred in connection with the prosecution of this action.

23 8. My firm has incurred a total of \$10,139.64 in expenses in connection with the  
 24 prosecution of this litigation. See Exhibit 2.

25 9. The aforementioned expenses pertaining to this case are reflected in the books and  
 26 records of this firm. These books and records are prepared from expense vouchers, check records, and  
 27  
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1 other documents. The expense records summarized in this declaration and submitted herewith  
2 accurately reflect the expenses incurred by my firm in pursuit of this litigation.

3  
4 I declare under penalty of perjury that the foregoing is true and correct. Executed on October  
5 18, 2021, in the State of Maryland.

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8 Respectfully Submitted,

9 Dated: October 18, 2021

10 /s/Charles J. LaDuca  
11 Charles J. LaDuca  
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**ATTESTATION**

I, the undersigned, am the ECF user whose identification and password are being used to file this document. I hereby attest and represent, in compliance with Civil L.R. 5-1(i)(3), that concurrence in the filing of the document(s) has been obtained from the signatories above.

/s/ Michael McShane